

AMENDED IN ASSEMBLY AUGUST 18, 2003

AMENDED IN ASSEMBLY JULY 2, 2003

AMENDED IN SENATE MAY 8, 2003

AMENDED IN SENATE APRIL 21, 2003

AMENDED IN SENATE MARCH 24, 2003

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**SENATE BILL**

**No. 373**

**Introduced by Senator Margett**  
(Coauthor: Assembly Member Nation)

February 19, 2003

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An act to amend Section 64001 of the Education Code, relating to school accountability.

LEGISLATIVE COUNSEL'S DIGEST

SB 373, as amended, Margett. High-performing schools.

Existing law requires the Superintendent of Public Instruction to establish the content, process, and frequency for conducting reviews of district achievement related to categorical programs and compliance with state and federal categorical program requirements. Existing law also requires the superintendent to establish the content of these instruments, as specified, *and requires the State Board of Education to review the content of these instruments for consistency with its policies.*

This bill would require the superintendent to meet these requirements by July 1, 2004 *and would require the State Board of Education in addition, to reviewing the content of the instruments, to also approve the content.*

*Existing law requires that a school's Single Plan for Pupil Achievement be aligned with the school's goals for improving pupil achievement. Under existing law, these goals are required to be based on verifiable state data including the Academic Performance Index and the English Language Development test.*

*This bill would additionally require school goals to be based on the disaggregated pupil scores on the tests administered pursuant to the Standardized Testing and Reporting (STAR) Program.*

Vote: majority. Appropriation: no. Fiscal committee: yes.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

1 SECTION 1. It is the intent of the Legislature that a school  
2 deemed to be a high-performing school, defined as a school that  
3 has a score of 800 or greater on the Academic Performance Index  
4 and has comparable achievement among pupil subgroups, not be  
5 subject to Coordinated Compliance Review. The ~~Superintendent~~  
6 ~~of Public Instruction~~ State Board of Education shall establish a  
7 policy that limits, to the extent a school is defined as high  
8 performing and has a record of compliance with the required  
9 reviews, the requirement for annual and periodic Coordinated  
10 Compliance Reviews. A school deemed to be a high-performing  
11 school is required to meet state and federal requirements for pupils  
12 with exceptional needs and English language learners.

13 SEC. 2. Section 64001 of the Education Code is amended to  
14 read:

15 64001. (a) (1) Notwithstanding any other provision of law,  
16 a school district is not required to submit to the State Department  
17 of Education, as part of the consolidated application, school plans  
18 for categorical programs subject to this part. School districts shall  
19 assure, in the consolidated application, that the Single Plan for  
20 Pupil Achievement established pursuant to subdivision (d) has  
21 been prepared in accordance with law, that schoolsite councils  
22 have developed and approved a plan, to be known as the Single  
23 Plan for Pupil Achievement for schools participating in programs  
24 funded through the consolidated application process, and any  
25 other school program they choose to include, and that school plans  
26 were developed with the review, certification, and advice of any  
27 applicable school advisory committees. The Single Plan for Pupil

1 Achievement may also be referred to as the Single Plan for Student  
2 Achievement. The consolidated application shall also include  
3 certifications by appropriate district advisory committees that the  
4 application was developed with review and advice of those  
5 committees.

6 (2) For any consolidated application that does not include the  
7 necessary certifications or assurances, the State Department of  
8 Education shall initiate an investigation to determine whether the  
9 consolidated application and Single Plan for Pupil Achievement  
10 were developed in accordance with law and with the involvement  
11 of applicable advisory committees and schoolsite councils.

12 (b) (1) Onsite school and district compliance reviews of  
13 categorical programs shall continue, and school plans shall be  
14 required and reviewed as part of these onsite visits and compliance  
15 reviews.

16 (2) By July 1, 2004, the Superintendent of Public Instruction  
17 shall do both of the following:

18 (A) Establish the process and frequency for conducting  
19 reviews of district achievement and compliance with state and  
20 federal categorical program requirements.

21 (B) Establish the content of these instruments, including  
22 criteria for differentiating these reviews based on the achievement  
23 of pupils, as demonstrated by the Academic Performance Index  
24 developed pursuant to Section 52052, and evidence of district  
25 compliance with state and federal law. The State Board of  
26 Education shall review *and approve* the content of these  
27 instruments for consistency with State Board of Education policy.

28 (c) (1) A school district shall submit school plans whenever  
29 the State Department of Education requires the plans in order to  
30 effectively administer any categorical program subject to this part.  
31 The State Department of Education may require submission of the  
32 school plan for any school that is the specific subject of a complaint  
33 involving any categorical program or service subject to this part.

34 (2) The State Department of Education may require a school  
35 district to submit other data or information as may be necessary for  
36 the department to effectively administer any categorical program  
37 subject to this part.

38 (d) Notwithstanding any other provision of law, as a condition  
39 of receiving state funding for a categorical program pursuant to  
40 Section 64000, and in lieu of the information submission

1 requirements that were previously required by this section prior to  
2 the amendments that added this subdivision and subdivisions (e)  
3 to (i), inclusive, school districts shall ensure that each school in a  
4 district that operates any categorical programs subject to this part  
5 consolidates any plans that are required by those programs into a  
6 single plan. Schools may consolidate any plans that are required  
7 by federal programs subject to this part into this plan, unless  
8 otherwise prohibited by federal law. This plan shall be known as  
9 the Single Plan for Pupil Achievement or may be referred to as the  
10 Single Plan for Student Achievement.

11 (e) Plans developed pursuant to subdivision (d) of Section  
12 52054, and Section 6314 and following of Title 20 of the United  
13 States Code, shall satisfy this requirement.

14 (f) Notwithstanding any other provision of law, the content of  
15 a Single Plan for Pupil Achievement shall be aligned with school  
16 goals for improving pupil achievement. School goals shall be  
17 based upon an analysis of verifiable state data, including *the*  
18 *disaggregated pupil scores on the tests administered as part of the*  
19 *Standardized Testing and Reporting (STAR) Program developed*  
20 *pursuant to Article 4 (commencing with Section 60640) of Chapter*  
21 *5 of Part 33,* the Academic Performance Index developed  
22 pursuant to Section 52052 and the English Language  
23 Development test developed pursuant to Section 60810, and may  
24 include any data voluntarily developed by districts to measure  
25 pupil achievement. The Single Plan for Pupil Achievement shall,  
26 at a minimum, address the manner in which funds provided to the  
27 school through any of the sources identified in Section 64000 will  
28 be used to improve the academic performance of all pupils to the  
29 level of the performance goals, as established by the Academic  
30 Performance Index developed pursuant to Section 52052. The  
31 plan shall also identify the schools' means of evaluating progress  
32 toward accomplishing those goals and the manner in which state  
33 and federal law governing these programs will be implemented.

34 (g) The plan required by this section shall be reviewed annually  
35 and updated, including proposed expenditure of funds allocated to  
36 the school through the consolidated application, by the schoolsite  
37 council, or, if the school does not have a schoolsite council, by  
38 schoolwide advisory groups or school support groups that  
39 conform to the requirements of Section 52012. The plans shall be  
40 reviewed and approved by the governing board of the local



1 education agency at a regularly scheduled meeting whenever there  
2 are material changes that affect the academic programs for  
3 students covered by programs identified in Section 64000.

4 (h) The school plan and subsequent revisions shall be reviewed  
5 and approved by the governing board of the school district. School  
6 district governing boards shall certify that, to the extent allowable  
7 under federal law, plans developed for purposes of this section are  
8 consistent with district local improvement plans that are required  
9 as a condition of receiving federal funding.

10 (i) This section does not prevent a school district, at its  
11 discretion, from conducting an independent review pursuant to  
12 subdivision (c) of Section 64001 as that section read on January 1,  
13 2001.

